

### **REMARKS**

This Application has been carefully reviewed in light of the Final Office Action mailed February 26, 2004. At the time of the Office Action, Claims 1-4, 6-13, and 15-18 were pending in this Application. Claims 5 and 14 were previously cancelled by Applicants. Claims 1-4, 6-13, and 15-18 were rejected. Claims 1 and 10 (the independent claims) have been amended. Claims 19 -26 are to be added.

#### **Declaration and Power of Attorney**

A corrected Declaration and Power of Attorney for the above-listed patent application which reflects the provisional priority, claimed in the specification filed May 21, 2001, is enclosed.

#### **Rejections under 35 U.S.C. §103**

Claims 1-4, 6-13 and 15-18 were rejected under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent 6,401,118 issued to Jason B. Thomas ("Thomas") in view of U.S. Patent 6,105,055 issued to Arturo Pizano et al. ("Pizano").

Applicants respectfully traverse and submit that neither Thomas nor Pizano teach the invention of Claim 1 or of Claim 10 as amended. Claims 1 and 10 have been amended to recite the ASP (application service provider) feature of the invention, as well as other specific features of the invention.

Neither Thomas nor Pizano teaches or suggest a system or method that is maintained or operated by an application service provider for use by other business enterprises via web server/browser communications. This aspect of Claims 1 and 10 is supported by Figures 1 and 2 and by page 7, lines 14 - 16, and page 8, lines 29 - 32, and page 21, lines 17 - 25. The staging database is shown in Figure 2, and described on page 10, lines 6-11. The web server is shown in Figure 2, and described on pages 8 - 9 and page 21, lines 17 - 25.

Pizano is directed to a communications system and method. The communications are among participants who may be newsgroup or email users. The communications are "peer to peer" in the sense that the participants communicate among themselves.

Claims 1 and 10 are not directed to communications among the participants of the text sources. In fact, the system and method of Claim 1 and 10 are "covert" in the sense that the

participants do not themselves use the system and method, but instead merely passively provide the system and method with contact data.

The reverse lookup process of the present invention is discussed on page 15, lines 17 - 29, and on page 17, lines 16 - 25. "Reverse lookup" is used in its conventional sense, to mean using a first item of data to retrieve an associated second item of data. The lookup is a "reverse" lookup because the first item of data may be an item of data that is usually the subject of the search. For example, a reverse lookup may use a telephone number to find the person associated with that number. Or, a reverse lookup may use an IP address to find the associated domain name. There are many other examples of reverse lookups.

Claim 1 and Claim 10 have been amended to more clearly recite features of the reverse lookup. One feature of the reverse lookup of the present invention is that the reverse lookup uses data sources other than the text file that is the source of the primary contact data.

Pizano, column 4, lines 55-64, does not describe the reverse lookup of the present invention. This portion of Pizano describes how users of a newsgroup access existing contributions. The access is by browsing headers, selecting a header, and downloading the message associated with the header. This is not a reverse lookup, it is simply a common method of accessing data, using headers as indexes to the data.

In sum, neither Thomas nor Pizano teaches or suggests the invention of Claims 1 and 10 as amended. The remaining pending claims are dependent on Claim 1 or Claim 10, and are allowable for the same reasons.

#### **Newly Submitted Claims**

Newly submitted Claims 19 - 26 are supported on page 10, lines 17 - 27, and on page 15, lines 17 - 29.

**Information Disclosure Statement**

Applicants respectfully submit that Applicants filed an Information Disclosure Statement and PTO Form 1449 on January 6, 2004 which was not considered in the Office Action mailed February 26, 2004. Applicants enclose a copy of the Information Disclosure Statement and PTO Form 1449 as filed January 6, 2004 along with the postcard evidencing the U.S. Patent and Trademark Office's receipt, and respectfully request the Examiner to consider the references listed on the PTO Form 1449 during the prosecution of this application.

Applicants also enclose an Information Disclosure Statement and PTO Form 1449, with a copy of the references and a check in the amount of \$180.00, for the Examiner's review and consideration.

**CONCLUSION**


Applicants have now made an earnest effort to place this case in condition for allowance in light of the amendments and remarks set forth above. Applicants respectfully request reconsideration of Claims 1-4, 6-13, and 15-18 as amended, and Claims 19-26.

Applicants believe there are no further fees due, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account No. 50-2148 of Baker Botts L.L.P.

If there are any matters concerning this Application that may be cleared up in a telephone conversation, please contact Applicants' attorney at 512.322.2634.

Respectfully submitted,

BAKER BOTTS L.L.P.  
Attorney for Applicants

  
Ann C. Livingston  
Reg. No. 32,479

**SEND CORRESPONDENCE TO:**  
Baker Botts L.L.P.

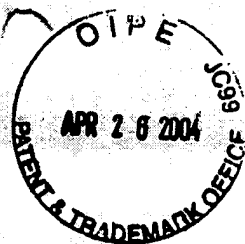
**CUSTOMER ACCOUNT NO. 31625**

512.322.2634

512.322.2501 (fax)

Date: April 26, 2004

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068082.0114



PATENT APPLICATION  
09/862,814

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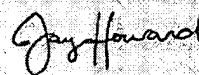
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: John C. Siebel et al.  
Serial No. 09/862,814  
Date Filed: May 21, 2001  
Group Art No.: 2177  
Examiner: Lu Kuen S.  
Title: WEB-BASED CUSTOMER PROSPECTS  
HARVESTER SYSTEM

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this Information  
Disclosure Statement is being  
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below.



Jay Howard

1/6/04

Date

Dear Sir:

**INFORMATION DISCLOSURE STATEMENT**

Applicants respectfully request, pursuant to 37 C.F.R. §§1.56, 1.97 and 1.98, that the references listed on the attached PTO-1449 form be considered and cited in the examination of the above-identified application. Copies of the references are enclosed for the convenience of the Examiner. Furthermore, pursuant to 37 C.F.R. §§1.97(g) and (h), no representation is made that these references are material to the patentability of the present application.

ATTORNEY DOCKET  
068082.0114


PATENT APPLICATION  
09/862,814

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Applicants enclose a check in the amount of \$180.00 and believe no further fees are due, however, the Commissioner is hereby authorized to charge any additional fees or credit any overpayments to Deposit Account No. 50-2148 of Baker Botts L.L.P.

Respectfully submitted,

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Date: 1/5/04

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The "Received" stamp of the Patent and Trademark Office imprinted hereon acknowledges the filing of:

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|--|--|---|--|
| Application - Spec., Claims, Abstract (___ Page(s))<br><input type="checkbox"/> CIP <input type="checkbox"/> Conv. Prov. <input type="checkbox"/> Div.<br><input type="checkbox"/> Cont. <input type="checkbox"/> Provisional<br><input type="checkbox"/> Informal/Formal Drawing(s) (___ Page(s))<br>Declaration(s)/Power(s) of Attorney (___ Page(s))<br><input type="checkbox"/> Executed <input type="checkbox"/> Unexecuted<br><input type="checkbox"/> Assignment w/ or w/o Cover Sheet (___ Page(s))<br><input checked="" type="checkbox"/> IDS and PTO-1449 ( <u>3</u> Page(s))<br><input checked="" type="checkbox"/> w/Refs.<br><input type="checkbox"/> Non-Publication Request (___ Page(s)) |  | <input type="checkbox"/> Verified Statement (___ Page(s))<br><input type="checkbox"/> ___ Mo. Extension of Time (___ Page(s))<br><input type="checkbox"/> Amendment/Response including replacement drawing sheet & annotated sheet (___ Page(s))<br><input type="checkbox"/> Issue Fee Transmittal (___ Page(s))<br><input checked="" type="checkbox"/> Check No. <u>106593</u> Amt.: \$ 180.00<br><input type="checkbox"/> Check No. ___ Amt.: \$<br><input type="checkbox"/> Other: |  |
| Inventor(s): <b>Seibel, et al.</b>   |  | Serial No.: <b>09/862,814</b>   |  |
| Title: <b>Web-Based Customer Prospects Harvester System</b>  |  |   |  |
| Client/Applicant: <b>iNetProfit, Inc.</b>  |  | BB File No.: <b>068082.0114</b>   |  |
| Mailed: <b>1/6/04</b><br>Due:<br>Atty./Secy.: <b>ACL/adl</b>   |  | Certificate of Mailing<br><input checked="" type="checkbox"/> Express Mail Rept. No.: <b>EV352390993US</b><br><input type="checkbox"/> First Class Mail<br><input type="checkbox"/> Hand Delivered  |  |

